

**MEETING MINUTES**  
**WATER QUALITY ASSURANCE REVOLVING FUND ADVISORY BOARD**  
Arizona Department of Environmental Quality, 1110 West Washington, Phoenix,  
Arizona, Room 250,  
September 29, 2006

**Board Members in attendance:**

Richard Bark	Molly Green ( for Kelly Barr)
Amanda Stone	Karen Gaylord
Rick Lavis	Frank Corkhill
Bridget Bero	Manuel Ramirez
Steve Besich	Lee Stein
Tamara Huddleston	Karen Masbruch
Nicholas Wallwork	Donn Stoltzfus (for Karen O'Regan)
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**Board Members Absent:**

Glinda Oakes	Jim Vieregg
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The meeting was called to order at 9:02

**I. Welcome/Opening Comments/Administrative Issues**

- A. Meeting Schedule -Mr. Rick Lavis went over the upcoming meeting schedule. This is the last meeting for 2006. The next meetings for 2007 will be January, April and June.
- B. 2006-2007 WQARF Board Priorities – Mr. Lavis announced that the Board priorities were adopted last meeting
- C. List of Board Members – Information was provided to Board members in their packets. Mr. Lavis asked all Board members to review and provide any changes to Juana Bonilla.

**II. Approval of June 30, 2006 minutes**

Dr. Bridget Bero stated she was not present at the June 30, 2006 meeting. Mr. Steve Besich moved to adopt the corrected minutes of June 30, 2006; Ms. Karen Gaylord seconded. All were in favor to approve the minutes as drafted.

**III. Departmental Reports**

- A. ADEQ – Ms. Samantha Roberts summarized the report as given to Board members in their packets. .  
Mr. Lavis inquired about East Washington Fluff sale of property. Mr. Stoltzfus explained the status of the site.  
Mr. Lavis inquired on the effect of the down gradient wells for Park-Euclid. Mr. Bill Ellett from the ADEQ Southern Regional Office clarified that the deep well is not contaminated since the contamination is only present in the shallow perched aquifer. The remedial objectives are to protect the University of Arizona's use of the regional aquifer and the

shallow zone objective is to clean up to non-residual standards. The plume is still moving and the PRAP is being drafted.

1. Vapor Intrusion – Mr. Lavis received a memo about vapor intrusion and asked for information from the department on this issue with WQARF sites. Ms. Stone stated it is an emerging issue and it has been addressed at some WQARF sites. Mr. Lavis asked if the City of Phoenix had done any vapor intrusion evaluations. Mr. Stoltzfus stated that they had for a few of their downtown projects. EPA suggested that for all TCE areas, vapor intrusion should be addressed. Ms. Stone stated that vapor intrusion is looked at on site by site bases. It is already included in the E & E scoring model.

- B. ADWR – Mr. Corkhill summarized his report which was given to board members in their packets.

#### **IV. Adoption of E & E Revised Scoring Model**

Ms. Gaylord reported that the Board is waiting for comments on the model.

#### **V. Site Progress**

- A. Sites Scheduled for Proposed Remedial Action Plan (PRAP) – Mr. Lavis felt a need to track the process of the sites involved in or near this stage in the WQARF process:

1. Estes Landfill – Ms. Roberts stated this site has been in the PRAP phase and the responsiveness summary is in process;
2. Park Euclid – The draft Remedial Investigation (RI) has been finalized and the Remedial Objectives (RO) completed. It is anticipated that the PRAP will be started by end of June 2007;
3. South Mesa – ADEQ continues work on the RI and anticipates beginning the Feasibility Study (FS);
4. Tonto & Cherry- PRAP is scheduled to start in 2008. The RI has been updated and is going out for public comment;
5. West Central Phoenix/Osborn –This site is currently in the FS phase and looking to start PRAP after completion of the FS. A new project manager will need to be assigned to this site. Ms. Ana Vargas accepted a supervisor position for the Legal Support Unit. Ms. Vargas has worked on the West Central Phoenix (WCP) site for over 15 years. The new project manager that will take over the project manager duties will have to come up to speed with the project so the progress may inevitably be slowed.

Mr. Lavis clarified that Park Euclid, South Mesa and Tonto and Cherry are scheduled for PRAP in FY 07. Mr. Lavis asked for further clarification on the settlement procedures with Estes Landfill as part of the PRAP. Ms. Huddleson and Ms. Gaylord explained the settlement and allocation process for this site.

#### **VI. Special Report**

- A. **Proposed Delisting Criteria** – Mr. Lavis explained the original delisting history. Mr. Lavis commented that the statute is unclear on delisting. Ms. Gaylord summarized the four circumstances for delisting: 1) it can be remediated in another program; 2) after it goes through the final remedial selection process and institutional control maintenance is all that remains; 3) new information is found that there is no threat to human health and environment; and 4) the site has actually been cleaned up. Ms. Gaylord stated that delisting was not intended to replace the final remedy. The information is in the board adoption of the sub-committee recommendations which was not moved forward for statute inclusion.

Ms. Roberts recommended a sub-registry for the proposed sites. The Board outlook is that ADEQ has the authority to do so. Mr. Lavis requested a letter from ADEQ on how delisting and the sub-lists will work for the official record for successor boards. Dr. Bero feels that having three lists will complicate matters more. Mr. Lavis requested any discussion or drafts that go to the ADEQ Director on this matter also be sent to the Board. Ms. Gaylord encouraged the department to look at the work the sub-committee did on this issue.

Mr. Lavis would like the delisting issue to go to Ms. Gaylord and the Funding Priorities Subcommittee once the proposals are drafted.

B. **Dry Cleaner Inventory Project**

Mr. Lavis summarized the history of the dry cleaner project. The department issued a request for proposal (RFP) and a report was generated June 2006. Ms. Roberts summarized the report. The report found 2332 sites and after certain criteria were reviewed from the initial list, 224 sites show a high potential for having problems. The Preliminary Investigation (PI) program is aware of the list and is using this information for PI screening purposes. Mr. Lavis commended the contractor who did the report and requested Mr. Wallwork to get a copy. He also requested that the list be broken out into rural and urban sites. This will be discussed further at the January 2007 meeting.

## VII **Committee Reports**

- A. **Legislative Committee**– Reports were handed out to Board members
1. **Reversion of funds** – Mr. Lavis stated that the 10-year plan calls for a reversion of funds over 18 million dollars be sent back to the general fund. The board would like to keep the extra money, approximately \$589,000 for FY07, in the program. Mr. Lavis would like the Board to recommend such action and eliminate the reversion; the money collected from fees should be kept in the program. Mr. Bark was requested to undertake the request. Mr. Besich moved to recommend a statutory change for reversion of funds. Mr. Bark seconded and it was passed.

Mr. Wallwork had discussion on the strategy of the department on this issue. Mr. Bark discussed the option to pursue the proposed change. The board approved the recommendation. The Governors Office, ADEQ and ADHS did not participate in the vote due to the nature of the request.

**B. Budget and Finance Committee**

1. Current Budget & Expenditure Reports- Board members were given the reports in their packets and asked to review.
2. 2007 WQARF Budget - \$15,000,000 was allocated for sites.
3. 2007 WQARF Footnotes – The reports and submissions were explained by Mr. Lavis. Mr. Lavis feels the October 2, 2006 Progress Report is a good working document for the Board and commented that the report should be submitted to the legislature. Mr. Bark also commended the work of the department and the committee on the reports.
  - a) September 22 submission: Mr. Wallwork reported that the committee met over the summer and completed the review of the budget plan for full funding as requested by the legislature.
  - b) October 2 submission: The WQARF site progress report was also completed. The report was given to the board members and Ms. Roberts summarized the content of the reports. Dr. Bero requested a change to the flow chart. Mr. Wallwork moved to accept the reports and submit to JLBC as requested; it was seconded by Mr. Bark and passed. Mr. Lavis commended the work of Mr. Wallwork and the committee for this submission.
  - c) December 1 submission: The committee will meet again to adhere to this deadline. Mr. Wallwork moved for approval from the Board for the Budget Subcommittee to submit the report while the Board is not in session and encouraged all to be part of the process; it was seconded by Mr. Bark and passed.

**VIII. Other Business - None**

- IX. Public Comment** – Ms. Roberts requested to add a comment in regards to the Dry Cleaner Inventory Report. Ms. Roberts stated that the PI program is currently working with the Drinking Water program to cross reference data from domestic wells with data in the Dry Cleaner Inventory Report to evaluate if there is the possibility of impact to aquifers. Mr. Lavis summarized that Ms. Roberts is submitting a proposal to Ms. Stone for delisting criteria for the Director and that report is to be sent to Ms. Gaylord's committee for review. Ms. Gaylord's committee will also meet to discuss the E&E score model revisions as generated from public comment. Mr. Besich requested that Board members receive Appendix D from the Dry Cleaner Inventory report.

- X. Adjournment-** Mr. Bark moved to adjourn the meeting; it was seconded by Mr. Wallwork and passed.